

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: )  
 )  
JAMES WHITFIELD LIVINGSTON, ) Bk. No. **20-03559-MH3-13**  
 ) Chapter 13  
Debtor(s). ) Judge Marian F. Harrison

ORDER CONVERTING CASE TO CHAPTER 7

This matter came to be heard on March 15, 2021, upon the Trustee's Motion to Dismiss or Convert to Chapter 7, in the event the debtor was unable to confirm a Chapter 13 plan. At the call of the docket, debtor's counsel, the debtor, counsel for the Chapter 13 Trustee, and objecting creditor, Cassie Burton, were present. The debtor failed to confirm a Chapter 13 Plan. Based upon the findings of fact and conclusions of law as stated by the Honorable Marian F. Harrison on the record, the Court finds it is in the best interests of creditors and the bankruptcy estate to convert the case to Chapter 7 and, it is therefore

ORDERED, the above-styled case is converted to Chapter 7; it is further

ORDERED, the Trustee is authorized to disburse from any funds on hand any unpaid filing fee, or unpaid Trustee commission, if any, prior to returning any funds to the debtor.

THIS ORDER WAS SIGNED AND ENTERED  
ELECTRONICALLY AS INDICATED AT THE  
TOP OF THE FIRST PAGE.

APPROVED BY:

/s/ Tracy L. Schweitzer

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Tracy L. Schweitzer  
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Chapter 13 Trustee  
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/s/ Matthew R. Murphy (signed by permission)

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certifies that on or before the 19<sup>th</sup> day of March, 2021, a true and correct copy of the foregoing has been served in the following manner:

***Email by Electronic Case Noticing to:***

U. S. Trustee  
Lefkovitz & Lefkovitz, Counsel for Debtor  
Matthew R. Murphy, Counsel for Cassie Burton and Milessa Thomas

***By U. S. Postal Service, postage prepaid to:***

James W. Livingston, P. O. Box 91047, Nashville, TN 37209

/s/ Tracy L. Schweitzer

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Tracy L. Schweitzer  
Counsel to Chapter 13 Trustee